



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McFarland et al.

Group Art Unit: 1627

Serial No.: 08/941,170

Examiner: J. Ricigliano, PhD

Filed: September 30, 1997

For: POTENTIAL MASKING SYSTEMS AND METHODS FOR COMBINATORIAL LIBRARY SYNTHESIS

Attorney Docket No.: 1012-090C1

Assistant Commissioner of Patents
Washington, D.C. 22031

25/D
JULY 28
9-1300

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on this 28th day of August, 2000.

8-28-00
Date of Signature
and of Mail Deposit

Shelley L. Eila

ELECTION REQUIREMENT PURSUANT TO 35 U.S.C. 121 and
PRELIMINARY AMENDMENT

Dear Sir:

This response addresses the Election/Restriction requirement dated July 28, 2000 with respect to the above-identified patent application. Without conceding the validity of the Examiner's position, Applicants provisionally elect with traverse to proceed with claims of Group I (claims 1, 5-15 and 41-57, being readable thereon according to the Examiner). Accordingly, please cancel without prejudice claims 39, 40 and 62-69. This election and preliminary amendment is without prejudice to prosecute the remaining claims by an appropriate continuing application.